



1638

AMENDMENT TRANSMITTAL LETTER

 Docket Number
 2002645-0003

Application Number 09/659,926	Filing Date September 12, 2000	Examiner Ibrahim, Medina Ahmed	Group Art Unit 1638
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 Invention Title
 NUTRITIONAL SUPPLEMENTS CONTAINING METHYLSELENOCYSTEINE

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application, including:

1. Appointment of Associate Attorney/Agent Under 37 C.F.R. §1.34(b) (1 pg.);
2. Response to Office Action Under 37 C.F.R. §1.111 (9 pgs.); and
3. Return-Receipt Postcard.

CLAIMS AS AMENDED

	(1)	(2)	(3)			
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA	RATE	Fee
TOTAL CLAIMS	13	Minus	48	0	x \$18	\$0.00
INDEPENDENT CLAIMS	2	Minus	9	0	x \$86	\$0.00
MULTIPLE DEPENDENT CLAIM ADDED				\$290		
				TOTAL		\$0.00
If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2, and enter amount here.				SMALL ENTITY TOTAL		\$0.00

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the highest number previously paid for IN THIS SPACE is less than 20, enter "20."

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- Please charge Deposit Account Number 03-1721 in the amount of \$_____ A duplicate copy of this sheet is enclosed.
- A check in the amount of \$_____ to cover the filing fee,
- Please credit any overpayment and/or charge any additional filing fees required under 37 CFR §§ 1.16 and 1.17 to our Deposit Account Number 03-1721. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 15, 2004.

Diana Ruiz

Stacy Blasberg, Reg. No. 52,625

March 15, 2004

Date

(10-95)

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE



ATTORNEY DOCKET NO. 2002645-0003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	D. Salt	Examiner:	Ibrahim, M.
Serial No.:	09/659,926	Art Unit:	1638
Filing Date:	September 12, 2000		
Title:	NUTRITIONAL SUPPLEMENTS CONTAINING METHYLSSELENOCYSTEINE		

Assistant Commissioner of Patents
Washington, DC 20231

Sir:

RESPONSE TO OFFICE ACTION 37 C.F.R. § 1.111

This Response to Office Action is filed in response to the Office Action mailed December 19, 2003, rejecting claims 49, 50 and 52-58. Applicant gratefully acknowledges the indication of allowability of the subject matter of claim 51. Applicant respectfully submits that the following Amendment and Remarks remove all grounds for rejection of the application, thereby placing it in condition for allowance.

Claims 49, 50 and 52-58 are pending and stand rejected. Claims 50 and 52-58 are rejected under 35 U.S.C. § 112, first paragraph, as containing subject matter which was not described in the specification in such a way to reasonably convey to one skilled in the relevant art that the inventor, at the time the application was filed, had possession of the claimed invention. Claims 49-58 are objected to under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the applicant regards as the invention. Claims 49-50 and 52-58 are rejected under 35 U.S.C. 112, first paragraph, as not enabling any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention commensurate in scope with these claims. Claims 49 and 55-58 are rejected under 35 U.S.C. § 102(b) as being anticipated by Banuelos et. al (Journal of Environmental Quality, 1993, vol. 22, no. 4, pp. 786-792(W)).

Claims 49, and 51-58 have been amended. Claim 50 has been cancelled. Further, new claims 59-62 have been added. Applicant respectfully submits that these new claims are fully supported by the specification and figures, and, therefore, no new matter is being added. Applicant respectfully requests entrance of the following Amendments and consideration of the following Remarks.